

BILL NO. R-88-04-02

RESOLUTION NO. Look

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA URGING THE ALCOHOLIC BEVERAGE COMMISSION TO ENACT REGULATIONS WHICH WILL PROHIBIT RETAIL ALCOHOLIC BEVERAGE BUSINESSES FROM LOCATING WITHIN 1000 FT. FROM AN EXISTING RETAIL ALCOHOLIC BEVERAGE BUSINESS.

WHEREAS, alcoholic beverages are now being sold retail by grocery stores, pharmacies, liquor stores, taverns, and convenience stores; and

WHEREAS, many of these businesses are located in, or are adjacent to residential neighborhoods, in close proximity to one another, and;

WHEREAS, the establishment of more than one retail alcoholic beverage business within a one thousand feet area creates a nuisance in a residential neighborhood; and

WHEREAS, the Fort Wayne Common Council is unable, by Indiana statute, to regulate the sale of, traffic in, or transportation of alcoholic beverages; and

WHEREAS, the Alcoholic Beverage Commission has the regulatory responsibility to issue permits to retail alcoholic beverage businesses.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA THAT IT URGES THE ALCOHOLIC BEVERAGE COMMISSION TO ENACT NEW REGULATIONS PROHIBITING THE ESTABLISHMENT OF A RETAIL ALCOHOLIC BEVERAGE BUSINESS WITHIN 1000 FEET OF AN EXISTING RETAIL ALCOHOLIC BEVERAGE BUSINESS.

APPROVED AS TO FORM
AND LEGALITY.

Stanley A. Levine
Stanley A. Levine

Janet H. Bradbury
COUNCILMEMBER

Read the first time in full and on motion by Bradbury, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19_____, at _____ o'clock _____ M., E.S.T.

DATED: 4-12-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by GiaQuinta, seconded by Talarico, and duly adopted, placed on its passage. ~~PASSED~~ LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>1</u>	<u>6</u>		<u>2</u>
<u>BRADBURY</u>				<u>✓</u>
<u>BURNS</u>		<u>✓</u>		
<u>GiaQUINTA</u>		<u>✓</u>		
<u>HENRY</u>		<u>✓</u>		
<u>LONG</u>		<u>✓</u>		
<u>REDD</u>	<u>✓</u>			
<u>SCHMIDT</u>		<u>✓</u>		
<u>STIER</u>				<u>✓</u>
<u>TALARICO</u>		<u>✓</u>		

DATED: 4-26-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. _____

on the _____ day of _____, 19_____,

ATTEST

SEAL

Sandra E. Kennedy, City Clerk

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19_____, at the hour of _____ o'clock _____ M., E.S.T.

Sandra E. Kennedy, City Clerk

Approved and signed by me this _____ day of _____, 19_____, at the hour of _____ o'clock _____ M., E.S.T.

Paul Helmke, Mayor

BILL NO. R-88-04-02

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS
REFERRED AN (~~ORDINANCE~~) (RESOLUTION) OF THE COMMON
COUNCIL OF THE CITY OF FORT WAYNE, INDIANA URGING THE
ALCOHOLIC BEVERAGE COMMISSION TO ENACT REGULATIONS WHICH
WILL PROHIBIT RETAIL ALCOHOLIC BEVERAGE BUSINESSES FROM
LOCATING WITHIN 1000 FT. FROM AN EXISTING RETAIL ALCOHOLIC
BEVERAGE BUSINESS

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(~~ORDINANCE~~) (RESOLUTION) Do not Pass

YES

NO

JANET G. BRADBURY
CHAIRPERSON
MARK E. GIAQUINTA
VICE CHAIRMAN
CHARLES B. REDD

DAVID C. LONG

PAUL M. BURNS

Mark E. GiaQuinta

David C. Long
Paul M. Burns

CONCURRED IN _____

Sandra E. Kennedy
Sandra E. Kennedy
City Clerk